



February 20, 2014

*VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED*

Steven Moore
Agent for Service of Process
Pacific Rim Recycling
3690 Sprig Drive
Benicia, CA 94510

Steven Moore
President and CEO
Pacific Rim Recycling
6500 Rock Spring Drive, Suite 400
Bethesda, MD 20817

Tony Lawlor
Pacific Rim Recycling
3690 Sprig Drive
Benicia, CA 94510

Re: Notice of Violation and Intent to File Suit under the Clean Water Act

Dear Sirs:

I am writing on behalf of San Francisco Baykeeper ("Baykeeper") to give notice that Baykeeper intends to file a civil action against Pacific Rim Recycling, Inc. ("Pacific Rim") for violations of the federal Clean Water Act, 33 U.S.C. § 1251 *et seq.* ("CWA") at its facility located at 3690 Sprig Drive, Benicia, California 94510 (the "Facility").

Baykeeper is a non-profit public benefit corporation organized under the laws of California, with its office in San Francisco, California. Baykeeper's purpose is to preserve, protect, and defend the environment, wildlife, and natural resources of San Francisco Bay, its tributaries, and other waters in the Bay Area, for the benefit of local communities. Baykeeper has over two thousand members who use and enjoy San Francisco Bay and other waters for various recreational, educational, and spiritual purposes. Baykeeper's members' use and enjoyment of these waters are negatively affected by the pollution caused by Pacific Rim's operations.

This letter addresses Pacific Rim's unlawful discharge of pollutants from the Facility via stormwater into the Carquinez Strait and San Francisco Bay. Specifically, Baykeeper's investigation of the Facility has uncovered significant, ongoing and continuous violations of the CWA and the National Pollution Discharge Elimination System ("NPDES") General Permit No. CAS000001 [State Water Resources Control Board] Water Quality Order No. 92-12-DWQ, as amended by Order No. 97-03-DWQ ("Industrial Stormwater Permit").

CWA section 505(b) requires that sixty (60) days prior to the initiation of a civil action under CWA section 505(a), a citizen must give notice of his or her intent to file



Pollution hotline: 1 800 KEEP BAY
www.baykeeper.org

785 Market Street, Suite 850
San Francisco, CA 94103
Tel (415) 856-0444
Fax (415) 856-0443